

# ALABAMA DEPARTMENT OF CORRECTIONS DISCIPLINARY REPORT

1. INMATE: James Brookshire CUSTODY: Medium AIS#: W/187530

2. FACILITY: Limestone Correctional Facility

3. The above inmate is being charged by Andy Whitt, COI  
with a violation of Rule Number 62, specifically Intentionally Creating a Security, Safety or Health Hazard.

from Administrative Rules and Regulation #403, which occurred on or about March 31, 2005,  
at (time) 1:20 (xx/pm) Location: A-Side Yard in front of Dormitory #7 . A hearing  
on this charge will be held after 24 hours from service.

4. Circumstances of the violation(s) are as follows: **You, Inmate James Brookshire, W/187530, was observed by Officer Whitt standing beside the fence in front of Dormitory #7 passing a watch through the fence to Special Unit Inmate Ronald Thomas, W/232917.**

4-1-05  
Date

Andy Whitt, COI/  
Arresting Officer / Rank

Andy Whitt 102  
Signature

5. I hereby certify that I have personally served a copy of the foregoing upon the above named inmate and I have informed inmate of his right to present a written or oral statement at the hearing and to present written questions for the witnesses on this the 2 day of April, 2005, at (time) 8:36 Am (am / pm).

Steve Johnson / COJ / *[Signature]* James Brackley 187530.  
Serving Officer / Rank / Signature Inmate's Signature / AIS Number

6. Witnesses desired? NO: James R. B. 187530 YES: \_\_\_\_\_  
Inmate's Signature Inmate's Signature

7. If yes, list: N/A

8. Hearing Date: April 6, 2005 Time: 1:40 PM Place: Dormitory 9 B-side

9. Inmate must be present in Hearing Room. If he is not present, explain in detail on additional page and attach.

10. A finding is made that the inmate (is / is not) capable of representing himself.

Signature / Hearing Officer

11. Plea: Not Guilty James Buckley 187550 Guilty

12. The Arresting Officer, Inmate, and all witnesses were sworn to tell the truth.

Sgt Andy D. Hatcher COT  
Signature / Hearing Officer

[illegible]

Annex C to AR 403 (Page 1 of 3)

PLAINTIFF'S Exhibit - "A"

14. Inmate's Testimony: No statement.

Witness: N/A

Substance of Testimony: \_\_\_\_\_

Witness: N/A

Substance of Testimony: \_\_\_\_\_

Witness: N/A

Substance of Testimony: \_\_\_\_\_

15. The Inmate was allowed to submit written question to all witnesses. Copy of questions and answers are attached.

H. D. Hatcher - COII for -  
Signature / Hearing Officer

16. The Following witnesses were not called

- reason not called.

1. N/A

2. N/A

3. N/A

17. After hearing all testimony, the Hearing Officer makes the following findings of fact: (Be Specific) the Hearing Officer finds that : H/O accepts Inmate Brookshire's guilty plea.

18. Basis for Finding of Fact: Inmate Brookshire pled guilty.

19. Hearing Officer's Decision: x Guilty            Not Guilty

20. Recommendation of Hearing Officer: 30 days disciplinary segregation; 30 days extra duty for 2 hours per day on 2<sup>nd</sup> shift; 30 days loss of store, visitation and telephone.

H. D. Hatcher - COII for -  
Signature / Hearing Officer

Anthony D. Hatcher COII

Typed Name and Title

21. Warden's Action Date: 4/13/05  
Approved David J. Wain  
Disapproved  
Other (specify) \_\_\_\_\_

22. Reason if more then 30 calendar days delay in action. \_\_\_\_\_

23. I hereby certify that a completed copy of the foregoing Disciplinary Report was served on the above named inmate on this the 18 day of April 2005, at (time) 9:55 (am/pm). \*

David J. Wain  
Signature / Serving Officer / Title

Inmate's Signature and AIS Number

Annex C of AR 403 (page 2 of 3 pages)

"A"

**ALABAMA DEPARTMENT OF CORRECTIONS  
DISCIPLINARY REPORT (OPTIONAL)**

Inmate Name & AIS # : James Brookshire W/187530 Disciplinary Number: LCF-0082-05  
 Facility : Limestone Correctional Facility

CONTINUED ARRESTING OFFICER'S (AO) STATEMENT AND/OR QUESTION BY HEARING OFFICER (QBHO) TO ARRESTING OFFICER:

...Inmate Ronald Thomas W/232917, standing in front of Dormitory #7. Inmate Thomas is a Special Unit inmate and was on that side of the fence. Inmate Brookshire is a Protective Custody inmate and was on that side of the fence. I observed Inmate Thomas pass something through the fence to Inmate Brookshire. Sergeant Anthony Hatcher, Officer Jimmy Heathington and I approached the inmates. A search was conducted on both inmates. Inmate Brookshire was observed by me. He had a watch that he stated he received through the fence from Inmate Thomas. Both inmates were advised of the Rule Violation they committed: Being in an Unauthorized Area and what they are being charged with; R.V. #62-Intentionally Creating a Security, Safety or Health Hazard. Both inmates were counseled concerning this matter and per Sergeant Hatcher, placed in Administrative Segregation pending Disciplinary Action and investigation for this charge.

CONTINUED INMATE'S STATEMENT AND/OR QUESTIONS BY HEARING OFFICER (QBHO) TO INMATE:

CONTINUED WITNESS TESTIMONY (QBHO):

CONTINUED FINDINGS OF FACTS:

CONTINUED BASIS FOR FINDING OF FACT:

CONTINUED HEARING OFFICER'S RECOMMENDATIONS:

OTHER:

A

STATEMENT

On March 31, 2005, at approximately 1:20 p.m., while supervising the Dormitory #9 Protective Custody Inmates on the A-Side Yard, I, Officer Andy Whitt observed Inmate James Brookshire, W/187530 and Inmate Ronald Thomas, W/232917, standing in front of Dormitory #7. Inmate Thomas is a Special Unit Inmate and was on that side of the fence. Inmate Brookshire is a Protective Custody Inmate and was on that side of the fence. I observed Inmate Thomas pass something through the fence to Inmate Brookshire. Sergeant Anthony Hatcher, Officer Jimmy Heathington and I approached the inmates. A search was conducted on both inmates. Inmate Brookshire was observed by me, he had a watch that he stated he received through the fence from Inmate Thomas. Both inmates was advised of the Rule Violations they committed, Being in an Unauthorized Area and what they are being charged with, RV #62 Intentionally Creating a Security, Safety or Health Hazard. Both inmates were counseled concerning this matter and per Sergeant Hatcher, placed in Administrative Segregation pending Disciplinary Action and investigation for this charge.

Andy Whitt 101  
Andy Whitt, COI

"A"